IN THE UNITED STATES DISTRICT COURT DISTRICT OF ARIZONA

The Church of the Eagle and the Condor et al.,

Plaintiffs,

vs.

Merrick Garland et al.,

Defendants.

Case No. 2:22-cv-01004-SRB

JOINT REPORT ON SETTLEMENT TALKS

Pursuant to the Court's Case Management Order ¶ 8 (Dkt. No. 34), the parties hereby jointly provide a report on the current status of settlement negotiations.

As indicated in the parties' joint motions on October 13 and December 20, the parties have been engaged in fruitful settlement discussions for the past several months. *See* Dkt. Nos. 41, 44. In that time, the parties have taken significant steps toward potentially resolving this matter, including DEA completing a pre-registration inspection, and the parties negotiating the text of a potential settlement agreement. The parties remain hopeful that they will reach a settlement in principle by February 19, 2024, the end of the parties' agreed-upon pause of discovery activities. The Plaintiffs request this Court's assistance to facilitate the settlement of the limited remaining issues in dispute. Defendants do not believe they require the Court's assistance to resolve the limited issues in dispute by February 19, but, should that change, they would promptly notify the Court.

1 2 Respectfully submitted this 7th day of February, 2024. 3 4 BRIAN M. BOYNTON Principal Deputy Assistant Attorney General 5 6 BRIGHAM J. BOWEN Assistant Branch Director 7 8 /s/ Giselle Barcia GISELLE BARCIA 9 Trial Attorney Civil Division, Federal Programs Branch 10 U.S. Department of Justice 11 1100 L Street NW Washington, D.C. 20005 12 Telephone: (202) 305-1865 13 Fax: (202) 514-8640 E-mail: giselle.barcia@usdoj.gov 14 15 Counsel for Defendants 16 17 By: s/ *Iack Silver with permission* 18 Jack Silver, pro hac vice Cal. Bar No. 160575 19 Law Office of Jack Silver 20 708 Gravenstein Hwy No. # 407 Sebastopol, CA 95472-2808 21 JsilverEnvironmental@gmail.com 22 Tel: (707) 528-8175 Fax: (707) 829-0934 23 By: s/ Gilbert Paul Carrasco with permission 24 Gilbert Paul Carrasco, pro hac vice 25 Cal. Bar No. 90838 D.C. Bar No. 334722 26 Professor of Law 27 Willamette University College of Law c/o 19431 Sunray Lane, Suite # 102 28

Huntington Beach, California 92648-6401 1 carrasco@willamette.edu Tel: (714) 698-8142 2 Mobile: (503) 990-4879 3 By: s/ Sean T. McAllister with permission 4 Sean T. McAllister, Esq., pro hac vice 5 Colo. Bar No. 31350 Cal. Bar No. 310962 6 McAllister Law Office, P.C. 7 4035 E. 3rd Avenue Denver, CO 80220 8 sean@mcallisterlawoffice.com Tel: 720-448-6235 9 10 By: s/ Martha J. Hartney with permission Martha J. Hartney, Esq., pro hac vice 11 Colo. Bar No. 42017 12 Hartney Law, LLC 4450 Arapahoe Avenue, Suite 100 13 Boulder, CO 80303 14 martha@hartneylaw.com Tel: (303) 747-3909 15 Fax: (303) 835-7199 16 By: s/ Ismail Lourido Ali with permission 17 Ismail Lourido Ali, Esq., pro hac vice Cal. Bar No. 312660 18 1530 Campus Drive 19 Berkeley, CA 94708 lourido.ali@gmail.com 20 Tel: (559) 801-7317 21 Attorneys for Plaintiffs 22 23 24 25 26

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